

UNITED STATES DISTRICT COURT
for the
Southern District of Indiana

United States of America

v.

James C. Smith

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Case No: 2:12CR00003-009

USM No. 10482-028

Defendant's Attorney

Date of Original Judgment: 08/29/2013

08/29/2013

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Date of Previous Amended Judgment:

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**ORDER REGARDING MOTION FOR SENTENCE REDUCTION
PURSUANT TO 18 U.S.C. § 3582(c)(2)**

Upon motion of the defendant the Director of the Bureau of Prisons the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable.

IT IS ORDERED that the motion is:

DENIED. GRANTED and the defendant's previously imposed sentence of imprisonment (*as reflected in the last judgment issued*) of **months is reduced to** .

(Complete Parts I and II of Page 2 when motion is granted)

Mr. Smith was sentenced to the mandatory minimum term of imprisonment for the offense; therefore, he is not eligible for a further sentence reduction.



Except as otherwise provided, all provisions of the judgment dated _____ shall remain in effect.

IT IS SO ORDERED.

Order Date: February 25, 2016

Effective Date: _____
(if different from order date)

Larry J. McKinney
LARRY J. MCKINNEY, JUDGE
United States District Court
Southern District of Indiana

Distribution:

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